

**Court of Appeals, State of Michigan**

**ORDER**

Kevin R Lee v Cornerstone Food Group LLC

Stephen L. Borrello  
Presiding Judge

Docket No. 297096

Peter D. O'Connell

LC No. 08-000116-CK

Michael J. Kelly  
Judges

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The Court orders that the motion for immediate consideration is GRANTED.

Pursuant to MCR 7.205(D)(2), the Court orders that in lieu of granting leave to appeal, the portion of the circuit court's order that denied summary disposition of plaintiffs' Michigan Consumer Protection Act claim is REVERSED. The Consumer Protection Act does not apply to lending activities of a bank. *Newton v Bank West*, 262 Mich App 434, 437-438; 686 NW2d 491 (2004); MCL 445.904(1)(a). In all other respects, the delayed application for leave to appeal is DENIED for failure to persuade the Court of the need for immediate appellate review.

This order is given immediate effect pursuant to MCR 7.215(F)(2).

This Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 8 2010

Date

*Sandra Schultz Mengel*  
Chief Clerk